



MEMO ENDORSED

MICHAEL A. CARDOZO
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BY HAND

The Honorable Richard M. Berman
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Re: Akeem Frazier v. City of New York, et al., 07 CV 5692 (RMB)

SO ORDERED:

Date: 9/20/07

Richard M. Berman
Richard M. Berman, U.S.D.J.

September 20, 2007

Adjourned to 11/8/07 @ 2:00 P.M.

Your Honor:

I am an Assistant Corporation Counsel in the Office of the Corporation Counsel, attorney for defendants City of New York and the New York City Police Department.¹ I write to respectfully request an adjournment of the initial conference that is currently scheduled for October 18, 2007, at 9:15 a.m., as I will be out of the country on that date. Plaintiff's counsel, Mr. Nkereuwem Umoh, consents to this request.

The parties have conferred on the matter and hope that one of the following proposed dates will be amendable to the Court's schedule:

November 8, 2007, after 12 p.m.

November 9, 2007, anytime.

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¹ Although NYPD is named as a defendant in this action, defendants note that NYPD is a non-suable entity. Wray v. City of New York, 340 F. Supp. 2d 291, 303 (2004).

Thank you in advance for your consideration herein.

Respectfully submitted,

A handwritten signature in black ink, appearing to be 'P. Reddy', with a horizontal line extending to the right.

Prathyusha Reddy (PR 5579)
Assistant Corporation Counsel
Special Federal Litigation Division

cc: **BY FAX (718) 360-1916**
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